

Attorney Docket No. 773-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----X

In re Application of

Urano et al.

Serial No. 09/602,409

Filed: June 23, 2000

For: INTEGRATED DATABASE SYSTEM
AND METHOD FOR ACCESSING THE SAME

-----X

Examiner: Nguyen
Group Art Unit: 2171

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AUG 22 2003

Technology Center 2100

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR 1.181**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

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SEP 03 2003
GROUP 3600

Dear Sirs:

Applicants hereby file this Petition to Withdraw Holding of Abandonment pursuant to 37 CFR 1.181.

Pursuant to 37 CFR 1.181(b), embodied herein is a concise statement of the pertinent facts and the necessary Exhibits to support this petition. It is asserted by the Applicants that no fee is due under this Petition to Withdraw Holding of Abandonment.

On July 24, 2003, Applicants received a notice of abandonment from the U.S. Patent Office dated July 21, 2003. A Notice of Abandonment states that applicant failed timely pay the required issue fee. A copy of the Notice of Abandonment is attached hereto as Exhibit 1. The Notice of Abandonment was never received by the Applicant.

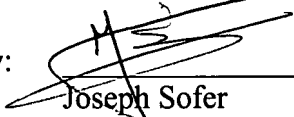
After receiving the Notice of Abandonment, Applicant's attorney immediately reviewed the file and noted that it contains no such Issue Fee Transmittal. Applicant's attorney learned from Mr. Frederick Brasko at Patent Office that the Issue Fee was mailed on March 14, 2003. As a general practice, the undersigned law firm keeps a detailed record of all incoming mail from the U.S. Patent Office. A detailed Statement of the docketing procedures is attached hereto as Exhibit 2. A complete review of the records for all incoming mail in the month of March, failed to indicate that an Issue Fee Transmittal was received. This Petition to Withdraw Holding of Abandonment has been prepared immediately and all reasonable steps have been taken to promptly correct the U.S. Patent Office mistake. Applicants respectfully submit that the U.S. Patent Office's abandonment of this Application is in error and that the Issue Fee Transmittal was not received.

As such, Applicants submit this grantable Petition to Withdraw Holding of Abandonment and request that the Office of Petitions withdraw the abandonment of this Application and resend the Issue Fee Transmittal so that a proper payment can be made. Applicants authorize the U.S. Patent Office to charge any additional charges that may arise under this petition to deposit account No. 19-2825 order number 773-008.

Respectfully Submitted,

SOFER & HAROUN

By:


Joseph Sofer
Reg No. 34,438
317 Madison Avenue
Suite 910
New York, NY 10017
(212) 697-2800

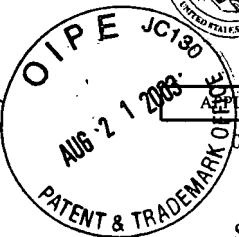
Dated: 8/12/03

EXHIBIT 1



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov



APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/602,409	06/23/2000	Akihiro Urano	773-008	9099

7590 07/21/2003

SOFER & HAROUN, L.L.P
317 MADISON AVENUE
SUITE 910
NEW YORK, NY 10017

EXAMINER

NGUYEN, CAM LINH T

ART UNIT PAPER NUMBER

2171

DATE MAILED: 07/21/2003

p #10

Please find below and/or attached an Office communication concerning this application or proceeding.

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SEP 03 2003
GROUP 3600

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AUG 22 2003
Technology Center 2100



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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09/602, 409

RECEIVED
SEP 03 2003
GROUP 3600

EXAMINER

ART UNIT	PAPER NUMBER
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DATE MAILED:

P #10

NOTICE OF ABANDONMENT

RECEIVED

AUG 22 2003

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on _____ **Technology Center 2100**
- ☐ A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of time of _____ month(s)) which expired on _____.
- ☐ A proposed response was received on _____, but it does not constitute a proper response to the final rejection.
- (A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).
- ☐ No response has been received.
- ☒ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
- ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____.
- ☐ The submitted issue fee of \$_____ is insufficient. The issue fee required by 37 CFR 1.18 is \$_____.
- ☒ The issue fee has not been received.
- ☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____.
- ☐ The proposed new formal drawings filed _____ are not acceptable.
- ☐ No proposed new formal drawings have been received.
- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

ABANDONMENT
CONTACT PERSON IS:
TOM HAWKINS
305-5340-02
305-5358

EXHIBIT 2

676-0232ct

Chiefs concerning elected officers

POSTED

901-0042ct

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POSTED

688-1160

Registered T.M.

POSTED

688-194

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POSTED

688-235

Notice of Abandonment

POSTED

3/3/03

886-2ch

Chinese file

✓

886-2mex

File of Patent Orders

✓

1005-002

Revocation of Assignment

POSTED

886-025can

Recorded Assignments

POSTED

934-2ret

Notice of Payment of Exam Fees

POSTED

535-006ai

Filed And.

POSTED

1007-008

NOTED

Office Action

POSTED

819-004

Notice of Publication

POSTED

688-151

Notice of Abandonment

POSTED

1007-004

NOTED

Office Action

POSTED

535-006can

Filing Receipt

POSTED

964-2can

Requirements due

POSTED

655-02102

02102

Corresp. regard TPS

POSTED

895-015

NOTED

Notice of incomplete Reply

POSTED

676-300can

NOTED

Notice of Publication

POSTED

676-024pt

Notice of Receipt of Search

POSTED

996-004

No Foreign Filing

POSTED

037309

POSTED

886-123

Registered T.M.

1026-004

Express rail Receipt

POSTED

567-089L

Transfer of division for case.

3/4/03

919-002

Notice of Publication

POSTED

676-00ph

Office Action NO.

POSTED

540-6 pet

Published Application

POSTED

886-114 comm

Office action replied.

POSTED

823-002

Notice of Abandonment

POSTED


807-008

Office Action

POSTED

3/5/03.

688-158

Express Mail Receipt 

1017-003


Filing Receipt 

676-028


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886-2ca

Entry of Natural Person 

886-2mex

Appl. will be published 


586-33L

Consent Judgment.




3/6/03


535-006

Office Action 


606-038

Notice of Allowance 

601-062

Notice of Missing Requirement 

535-006a

Certified Copy 

3/7/03

688-794

Receipt of Trademark ^{POSTED} Case

688-279

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688-166

688-332

for Foreign File ^{POSTED}

688-339

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688-334

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688-345

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688-340

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688-336

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688-344

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688-328

POSTED

983-023

Notice of Allowance

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983-002

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POSTED

979-014

Filing Receipt / Missing Parts

POSTED

3/10/03

POSTED

586-09485

Case Publications

POSTED

735-002 mex

Reminders for Office Action

586-033 L

Copy of Signed Consent

POSTED

676-023

Written Opinion

863-006

Express Mail Receipt

POSTED

863-3ect

Notice Concerning Submission of Transmissions
of priority documents.

POSTED

601-056

Notice of Revocation

POSTED

POSTED

627-2du

Filing Receipt Missing Parts

578-2can

Response due.

POSTED

586-035L

Acquire date.

POSTED

797-2au

Combin et.

POSTED

3/11/03

810-2r

Receipt of address change.

POSTED

886-059can

re: Public Appl. will be published

POSTED

676-10au

Notice re: Request for Examination

POSTED

535-006

Express mail receipt

POSTED

676-3au

Response to Examiner's Report due

POSTED

828-2au

Filing Receipt

POSTED

955-004

Express mail received



955-002



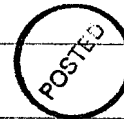
955-010



3/13/03

886-019

Official Action



886-033



886-081



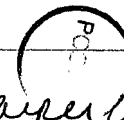
886-050



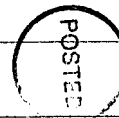
3/13/03

979-006

Conf. missing parts paperwork.



979-008



845-002

Office Action

POSTED

688-323

Examiner's Amendment

POSTED

937-002

Classie Notification

POSTED

688-127

Notice of Acceptance of ~~Statement~~ ^{Statement} fee

POSTED

676-3epu

Renewal fee

POSTED

685-216a

68a

004, 1602, 1601, 17 - Transfer of ~~main~~ ^{main} fee

POSTED

1028-002

Express mail Receipt

POSTED

955-003

11

POSTED

810-02B

6th fee will be paid ~~upon~~ ^{upon} ~~not~~ ^{part}

POSTED

530-006ep

037201

Debit Note

POSTED

688-321

Notice of Publication

POSTED

688-320

11

POSTED

3/14/03

586-0321

Certificate of Service

688-226

Notice of Appearance

676-003 an

Main Fee due

886-2200

Filing of Application

3/17/03

886-2200

Filing done / request for Attorney

957-006

Express Mail Receipt

3/17/03

979-017

Express Mail Receipt

886-0220

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676-001

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725-002, 635-0217- Transfer of Reins

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Lee

689-2du

Office Action

POSTED

979-015

Filing Particulars

POSTED

974-016

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POSTED

735-0021k

Request for list of Publications

POSTED

863-005

Filing Receipt / Missing

POSTED

Attorney

688-136

Notice of Abandonment / closure

POSTED

653-2con

Notice of Abandonment

POSTED

3/18/83

POSTED

886-003du2

Assignment Revoked

POSTED

797-2au

No further costs incurred

POSTED

3/2/03

688-288

Office Action



1007-005

Office Action



688-333

Filing Receipt



601-056

Filing Receipt / Notice of Acceptance



688-0162

Updated Filing Receipt



1016-002

Office Action



3/24/03

601-004

Express Mail Receipt



919-018

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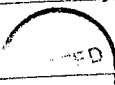
535-0062

American Application



919-02

Updated Filing Receipt



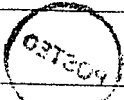
688-318

Office Action



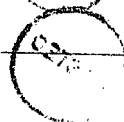
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688-317

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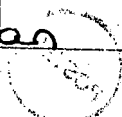
767-003

Filing Receipt / Missing Parts



886-028can

Filed Response



886-033can

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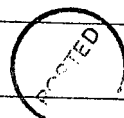
886-04can

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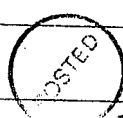
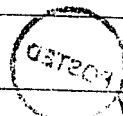
886-050can

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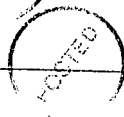
886-04can

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886-031can

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886-003CLEPO

Official Receipt



3/21/03

688-204

Notice of allowance

POSTED

886-031/phil

Certified copy.

POSTED

886-033/phil

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886-049/phil

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POSTED

688-251/comm

Published Trademark.

POSTED

688-330

3 Examiners Amended

POSTED

889-2pt

Express Mail Letter

POSTED

986-002p

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POSTED

688-338

Office Action

POSTED

688-212

Classer Notifications

POSTED

688-223

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POSTED

3/31/03

810-2R

Pay fees before deadline.

POSTED

886-121

810-200

Information for file.

POSTED

810-200

880-0322

Affidavit of Michael Stern

POSTED

688-254

979-011

Updated Filing Record

POSTED

610-021

868-00245

Filing Record notice of Amendment

POSTED

567-059

688-02102

Filing Record / Missing Parts

POSTED

567-055

079-015

Filing Record / Missing Parts

POSTED

688-02

886-128000

Filed materials in Canada

POSTED

886-02

810-200

Pat Exam Fee

POSTED

886-90

688-306

Examiner's Amendment

POSTED

688-306

688-351

Office Actions

POSTED

886-121

Examiner's ^{ED}Amended

810-2can

Correspondence

POSTED

688-251jp

Registration fee Paid

POSTED

616-021j

Notice of Publication

POSTED

567-059L

Amended Cert. of Interested ^{POSTED}persons

567-059L

Notice of Pending of Other ^{POSTED}Actions

POSTED

688-021C

Reversal of Patent by Client

POSTED

886-028com

Search Report.

4/3/03

886-9can

Filing Application

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688-362

Express mail received

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